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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

FORSELL

Atty. Ref.: 2333-125

Serial No. **10/665,367**

Group: 3762; Conf. 4899

Filed: **January 28, 2004**

Examiner: Holmes, Rex R.

For: **HARMLESS WIRELESS ENERGY
TRANSMISSION TO IMPLANT**

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July 26, 2007

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

EXPRESS ABANDONMENT

This application, but not the invention disclosed therein, is abandoned in favor of
Application No. 10/527,989, filed October 13, 2005.

On February 1, 2007, the Examiner issued an Office Action in the above-identified
application in which the Examiner rejected claims 1-19 and 28-29 on the basis of statutory
double patenting under 35 U.S.C. §101 in view of claims 1-21 in the '989 application.

After considering the claims of the present application with respect to the claims pending
in the '989 application, the undersigned consulted with Swedish counsel about these two
applications.

Swedish counsel, who drafted the present application and the '989 application, explained
that when the '989 application was prepared for filing, they overlooked the present application.
The present application is the U.S. national phase of PCT Application No. PCT/SE03/01464.

FORSELL

Application No. 10/665,367

The PCT application was filed on September 18, 2003. The present application was filed on September 22, 2003. Although the filing date of the '989 application under 35 U.S.C. §371 is October 13, 2005, that application was submitted to the Patent Office on March 21, 2005, about a year and a half after the present application was filed.

In view of the overlap of claims between the present application and the '989 application, the undersigned has been instructed by Swedish counsel to file in the present application an Express Abandonment of such application. This Express Abandonment is being filed on the same date as the submission of an Supplemental Information Disclosure Statement in the '989 application explaining the overlap between the two applications. If the Examiner has any questions regarding this matter, he is urged to call the undersigned at the telephone number below.

If a fee is required for the filing this Express Abandonment, the Commissioner is authorized to charge such fee to our Deposit Account No. 14-1140.

NIXON & VANDERHYE P.C.

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